

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 333 be amended to read as follows:

1 Page 47, between lines 31 and 32, begin a new paragraph and insert:
2 "SECTION 64. IC 4-33-18 IS ADDED TO THE INDIANA CODE
3 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2002]:

5 **Chapter 18. Reimbursement of Health Care Costs**

6 **Sec. 1. A licensed owner shall reimburse state and local**
7 **governments the costs of health care services provided to the**
8 **licensed owner's riverboat employees and the dependents of the**
9 **riverboat employees and paid for under:**

- 10 (1) Medicaid (IC 12-15);
11 (2) the children's health insurance program (IC 12-17.6);
12 (3) the hospital care for the indigent program (IC 12-16.1); or
13 (4) township poor relief (IC 12-20).

14 **Sec. 2. The state or local governmental entity paying the costs of**
15 **the health care services provided to the riverboat employee shall**
16 **submit a statement of the costs for which the entity seeks**
17 **reimbursement to the licensed owner within thirty (30) days after**
18 **paying the costs.**

19 **Sec. 3. If the licensed owner fails to pay the amount due on the**
20 **statement described in section 2 of this chapter within thirty (30)**
21 **days after the licensed owner's receipt of the statement, interest**
22 **shall accrue on the amount due at the rate of eight percent (8%)**
23 **per annum.**

24 **Sec. 4. A licensed owner is relieved of the duty to reimburse a**

1 state or local governmental entity of the costs described in section
2 1 of this chapter if the licensed owner demonstrates to the
3 satisfaction of the governmental entity that the licensed owner has
4 made health insurance available to the riverboat employee and the
5 riverboat employee's dependents at a total cost, including
6 premiums, deductibles, and copayments, to the riverboat employee
7 of less than three percent (3%) of the riverboat employee's gross
8 income.

9 Sec. 5. A licensed owner may not retaliate or discriminate
10 against a riverboat employee that seeks or receives health care
11 services that incur costs that may be reimbursed under this
12 chapter.

13 Sec. 6. If a riverboat employee is the object of an act of
14 retaliation or discrimination by the licensed owner that is
15 prohibited by section 5 of this chapter, the riverboat employee shall
16 have a right of action against the licensed owner for compensatory
17 and punitive damages. A riverboat employee is entitled to recover
18 reasonable attorney's fees if the employee obtains a judgment
19 against the licensed owner under this section."

20 Renumber all SECTIONS consecutively.

(Reference is to ESB 333 as printed February 22, 2002.)

Representative Cheney